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DATE: September 9, 2005

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COMPANY:FAX NUMBER: 571-273-8300
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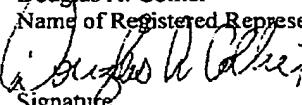
FROM: Douglas A. Collier

DIRECT DIAL: (317) 238-6333
FAX NUMBER: (317) 636-1507

RE: Reply to Communication mailed 8/9/05 Serial No. 10/648,056

COMMENTS: I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300 on:

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IM-640757_1.DOC

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

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Total Number of Pages in This Submission 9

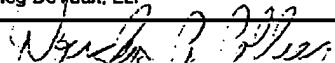
Application Number	10/648,056
Filing Date	August 26, 2003
First Named Inventor	Jeff R. Justis
Art Unit	3738
Examiner Name	Alvin J. Stewart

Attorney Docket Number 4002-3368/PC753.00

ENCLOSURES (Check all that apply)

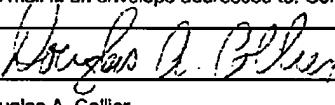
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> Remarks
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<input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Krieg Devault, LLP		
Signature			
Printed name	Douglas A. Collier		
Date	September 9, 2005	Reg. No.	43,556

CERTIFICATE OF TRANSMISSION/MAILING

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Signature	
Typed or printed name	Douglas A. Collier
	Date September 9, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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#606438

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent)	
application of:)	Before the Examiner
)	
Jeff R. Justis et al.)	Alvin J. Stewart
)	
Serial No. 10/648,056)	Group Art Unit 3738
)	
Filed: August 26, 2003)	
)	
SYSTEMS AND METHODS FOR)	September 9, 2005
INTERVERTEBRAL REDUCTION)	
)	
)	Atty Docket No. 4002-3368/PC753.00

RESPONSE TO COMMUNICATION REGARDING NON-COMPLIANT AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the communication mailed August 9, 2005, regarding the non-compliant amendment filed on 5/11/05, please find enclosed herewith a new listing of claims that includes the "withdrawn" status identifier with the appropriate claims. No fees or extensions of time are believed due for consideration of the enclosed response. However, please provide any extensions of time which may be necessary and charge any fees due to Deposit Account 12-2424, but not including the payment of issue fees.

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Douglas A. Collier
Name of Registered Representative

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September 9, 2005
Date of Signature

Response to Communication Regarding Non-compliant Amendment

Ser. No. 10/648,056

Atty Docket No. 4002-3368/PC753.00

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